M'CALL MUST RETURN POLICYHOLDERS' MONEY OR LEAVE MISSOURI Remarkable Criminal Turns

State Insurance Superintendent Demands That Campaign Contributions Be Made Good in Thirty Days or He Will Revoke License of Company.

VAN DIVER ARRAIGNS HEAD OF NEW YORK LIFE FOR GROSS VIOLATION OF SACRED TRUST

pany the views and requirements of this department, to the end that the policy holders in this state may not be defrauded of any portion of the dividends or surplus earnings that are justly due them on the premiums that they have paid.

Will Be Paid in Full.

Peoria, Ill., Oct. 7.—Cashier Spring. of Fox's sife and the conspirators had a key made from this and got Fox's check book. Later Fisher was arrested to Governor Laniam asking affair and sentenced to ten years. Ing affair and sentenced to ten years that are justly due them on the premiums that suit of the disclosures concerning the operations of its president. School Suffered on the president of the first of the first of the disclosures concerning the operations of its president. School Suffered on the president of the first of the first of the disclosures concerning the operations of the keys site and the conspirators had a key made from this and got Fox's sife and the conspirators had a key made from this and got Fox's the device of the president of the first of the conspirators had a key made from this and got Fox's sife and the conspirators had a key made from this and got Fox's the beautiful the conspirators had a key made from this and got Fox's the beautiful the conspirators had a key made from this constitution for some a number of citizens headed by G. W. Knight, of San Marcos has been presented to Governor Laniam asking affair and sentenced to ten years. The case has attracted considerable attracted consi

"The public has been very properly nerintendent Dougherty, who has been oners were brought up on remand, taught by yourself and other officials indicted for alleged shortages. The Recently Fisher turned king's e a fiduciary trust, held and administer-ed for the sole use of those named as beneficiaries, many of whom are or will be widows and orphans; and many thousands of people have taken insurance in your company because of this very fact and the assurance that every dollar of assets belongs to the policy holders. That any portion of the policy holders' premiums, or profits on premiums, could be diverted to political purposes or other uses no contemplated when the premiums were paid in, and not consistent with the avowed purpose of a life insur once organization, must be considered by all right thinking people as a gross violation of a sacred trust. If not em-begglement as defined by the statutes.

"This department holds, therefore that all moneys taken by your order from the treasury of the New York Life Insurance company and donated to any political campaign committee or to any legislative agent or lobbyist defeating legislatio whether andited or unaudited on the books of the company, were taker without warrant of law or morals and without proper appreciation of your responsibilities as trustee of the funds committed to your keeping. And therefore this department must insist that all funds so used by you or by your order, and particularly the sum of \$148,702.50, which amount you confessed to having contributed out of the funds of the company to the republican national campaign committees for the years 1896, 1900 and 1901 must be replaced in the treasury of said New York Life Insurance company within the next thirty days.

"Notice is hereby served on the New York Life Insurance company that unless this requirement is met or assurance is given that it will be met without unnecessary delay, I, as superintendent of insurance for the state of Missourl, will proceed under the pro vision of section 8, L 22, revised statutes of Missouri to cancel or revoke the license of the company to do busmess in this state."

There are many other transaction disclosed by the investigation now in progress, particularly the payments of large sums of money to one J. G. Hamilton without any accounting of auditing on the books of the company and the occupancy of costly real estate of the company by members of your family at a rental so low as to be practically a gift of the property; and also the protection of a subsidiary company from the loss of many thousands of dollars by the use of policy holders' money, as well as immense and disproportionate expense of the comall of which indicate the grossest im propriety and recklessness in manage neut, and may call for further inves-tigation and official action. But from the facts already disclosed it is evident that the interests of the policy holders of the New York Life Insurance company, as well as the public generally, demand a change in the management of the company. This department will, therefore, insist that effect a change.
"Very respectfully,
"W. D. VANDIVER."

HUGHES NOT ANXIOUS TO RUN FOR MAYOR

New York, Oct. 7 .- The committee publican city convention last night, would not discuss the result of the council intervened and later the inciconference when they left the Hughes house this morning. Hughes said: "I Mills Resume in Chicago. have given no encouragement to the committee and I am strongly convinc-

AMERICAN CONVICT UNMASKS VILLAINS IN LONDON TOWN

King's Evidence.

CONSPIRATORS AND FORGERS

London, Oct. 7 .- Charles Fisher, BRITAIN AND RUSSIA an American convict, now serving a

ten years' sentence in England for, burglary, was the principal witness for the crown at the Westminster pobot Bridgewater, describing himself as a medical specialist; Lionel Peyton Holmes, William Edward Shawkell and Elizabeth Foster, said to be Bridgewater's wife, charging them with conspiracy and forging the name of Marshall Fox, an American resistance. These were in active programmed. lice court today, in a case against Tal-bot Bridgewater, describing himself as a medical specialist; Lionel Peyton INTERESTS. Jefferson City, Mo., Oct. 7.—State Herman and Alfred Schiffer. Conselled Marshall Fox. an American register to day sent the following letter to Fresident John A. McCall of the New York Life Insurance company:

The recent starting disclosures in regard to the management of the Sampany and particularly the treshments at Alamosa, but has not mony of yourself and other officers of the company, given before the investigating committee of the New York Life Insurance for the New York Life Insurance for the was uper total to determine the treshment of the company, given before the investigating committee of the New York Life insurance for the state of Massouri to committee of the york of the company, given before the investigating committee of the New York Life in the York Life insurance for the company of yourself and other officers of the company, given before the investigating committee of the New York Life in the Pool in National Bank Examiner Bosvorth has been appointed receiver. National Bank Examiner Bosvorth has been appointed receiver. National pany the views and requirements of Pools of the officers of the Saminer Bosvorth has been appointed receiver. National pany the views and requirements of Pools of the Saminer Bosvorth has been appointed receiver. National pany the views and requirements of Pools of the Control Asia with shortly be resumed between flaguage to the was the first prograted to the Sampan and percentage company. The was in the broke and the profess of the was the origing the name of the was been in New York Life insurance company.

The recent startling disclosures in regard to the management of the management of the profess of the company and particularly the testimate to the critical States on an extraction of the was been in the profess of the profess of the company of yourself and other officers of the compan

ng out his sentence.

Pisher's testimony today was an exaustive disclosure of his alleged con-ection with the case on trial, and his areer of crime. Since coming to nes. He testified that he was the accomplies of a gang working in London and shadowing a rich American wom-an, and it is learned that he was di-rectly conceted whin the recent rob-

bery of a pearl neckiace from Caris-tie's. Fisher and he never moved about without carrying wax for taking impressions of looks, and while no admitting that he was connected with other big robberies, it was evident that he knew much about them. He said he had turned king's evidence because S AND FORGERS

The wished to lead a new life.

Bridgewater asse is that Pisher is hired by the police and that the whole of his alleged confession is a police

WILL GET TOGETHER

ners were brought up on remand. was impossible for him to countenance Recently Fisher turned king's evi- such a policy in view of his oath and of great insurance companies that the bank's deposits amounted to over a dence and confessed to his share in state legislation, which he is bound to funds of a mutual company constitutes million dollars.

WILL HE ADOPT THE BABY?



EARL KIMBERLEY AND FRIEND SAPWELL LOOK DAGGERS AT EACH OTHER.

London, Oct. 7.-A sensational Norfolk county council today. Earl Kimberley, son of the distinguished Liberal statesman of that name who department will, therefore, insist that a new president and vice president and the free adfinance committee be put in charge of the council, accused a fellow member of the ticket. The remainder of the ficket wood pulp and other raw materials. It the affairs of the company as soon as its board of directors may be able to for Prance, where, he said "we can "Million of the tariff and the free admission of the tariff and tariff and the free admission of the tariff and tariff an for France, where, he said, "we can Whitney Brookline, fight it out under proper conditions." Secretary of State

The challenge was received with Newburyport. aughter and treated as a joke by the other members of the council. After Daniel J. Doherty, Westfield. newed his challenge, and Sapwell proexamining counselforthelegislative in-surance investigating committee, who was nominated for mayor for the re-subless of the country of the re-

Mills Resume in Chicago, Chicago, Oct. 7.—Boxing contests were resumed in Chicago tonight, after

BELLIGERENT BRITONS WOULD FIGHT DUEL BAY STATE DEMOCRACY EULOGIZES MR. ROOSEY

Treasurer and Receiver General- the municipal ownership of public

Secretary of State-Henry B. Little, east; calls for state supervision of insurance companies and

TUSKEGEE TO CELEBRATE VISIT OF THE PRESIDENT

set I ought not to accept the nomination."

Schiffer Still Mesing.

New York, Oct. 7.—No information has been received of the whereabouts of Abraham Schiffer, the missing of Abraham Schiffer, the missing banker of Alamosa, Colorado, who was chared a draw. Fitzpatrick of Chicago, which was described as the Chicago at the

AGAIN ON

tective Committee.

WIRES STATE GOVERNORS ASKING THEM TO SERVE

Would Have Great National Committee Take Hold of Insurance Companies and Weed Out

the Mutual and select directors and controllers who shall be pledged to obtain full restitution and full pun-shment of wrong doing, and aso ob-Equitable wrong-doers. This commitmy expense. This is vital. You will not be bound until the other members' ames are submitted to you, today declined to discuss the proposi-He also declined to make known the names of persons to whom the telegram had been directed, although he said that many governors as well as leading civilians were among those addressed.

It was his purpose, he said, as som as possible to announce the names of as possible to announce the names of those who had accepted the invication to act upon the protective committee. As soon as the personnel of the com-mittee was decided, he said, organiza-tion would be effected, and a definite plan of action adopted.

GOV. JOHNSON BELLEVES I AWSON IS IN EARNEST St. Paul. Oct. 7.—Governor Johnson 1905 race record of 2.02%. The next is in receipt of a telegram from Thomas W. Lawson, asking him to be one, with other governors, of a protection, with other governors, of a protection of the control of the con re Mutual. New York Life and Equitble companies, and to punish guilt Scials. Governor Johnson replied to owen, accepting his proposition

lovernor Johnson sald concerning his "I am more than willing to aid Lawson in any reform of which he is the head, for I believe he is in carnest."

OLD HATE FOR GERMANY STILL BURNS IN FRANCE

Reaction Comes After Accord on Morocco.

NEWSPAPERS RENEW THEIR CAMPAIGN OF CRITICISM

Franco-German accord concerning the for Toledo next Tuesday is to be post Morocco conference, Many leading newspapers are renewing their cam- deny the rumor. paign of criticism against Germany This is due principally to Chancellor Von Buelow's onen statements favoring a Russo-German reapproachment. The Matin reviews the circumstances of M. Delcasse's retirement from the foreign office, alleging that a number of sensational events occurred in con-nection with the change. M. Delcasse is represented as making a speech to the ministry, warning them if they yielded to the German demands con-cerning Morocco the ministry thereafter would always be subject to Ger-man dictation. The Matin further as-serts that Great Britain conveyed definite assurances to France of he readiness to mobilize the British flor tee ad-hides, measures if Germany attacked France

TONTO FOREST RESERVE WILL CONSERVE WATERS

TO PROTECT HEAD OF TONTO CREEK WHICH FEEDS GREAT RESERVOIR.

Washington, Oct. 7 .- The president has established a new forest reserve in Arizona, which is to be called the Tonto reserve and is intended to protect the watershed of Tonto creek, an important feeder of the great irrigaion reservoir to be created near Phoe-100 acres and will extend north and

DAN PATCE VOR AND PURE CUTS DOWN THE TRAIL THE RECORD

Wants Policyholders' Pro- King of Pacers Makes the Former Sheriff Turns Over Mile in 1:55%.

> EXCITEMENT UNPRECEDENTED AT LEXINGTON TRACK

velous Horse Finishes Greatest Performance Without Ap-

result of the effort. There were cheers when 29 \(^1_2\) was hung out for the first quarter. Dan Patch's nose was almost against Hudson's coat, and the crowd began vainly veiling to Hudson to move up. Hope was stimufigated to no one except the policy half. The excitement became intense shaped representations and be obholders. It has been decided you should represent your section in this should represent your section in this sacred duty. Kindly wire answer at the section of the section bers pacer, still keeping his even, seeming names are submitted to you." The ly effortless stride, the runner at hi telegram was sent yesterday. Lawson sulky began to crawl up. Hudson gave a little more rein, but Hersey sa like a statue, not urging his charg with whip or word. Patch made no ast supreme effort. He just finished the mile as he had begun it. He had warrely broken into a sweat when lessen to receive the plaudits of the

M. W. Savage, Patch's owner unnounced publicly thanks to Hudeon for his work as percentaker. He also innounced that Dan Patch or announced that Dan Patch on Wednesday would be sent against the record of 1-50%, made without a dushield. The three fascest heats ever paced marked the 2:04 event, and the average time for the total heats of the terms constituting a complete surrenday was the fastest on record. In the ter of the claims to austain which they initial heat of the 2.04 page. Haze allowed the former sheriff to go to Putch gave the Lexington track the jall, and to remain in durance vile for to 2:04%. The three finishes were pro-nounced the most heartbreaking seen this year.

NEW YORKERS OF ER \$180,000 FOR DAY PATCH

Lexington, Ky., Oct. 7 .- W. M. Savage tonight confirmed the report that New York syndicate had offered him \$180,000 for Dan Patch, which today paced a mile in the record-breaking lme of 1:55%

A Remarkable Feat.

Florence, Colo., Oct. 7,-By one of ie most remarkable feats of rescue the history of Colorado, fifty miner were saved from what seemed certain leath, 500 feet under ground in the Fremont coal mine of the Colorado ruel and Iron company which had nysteriously taken fire yesterday, im-prisoning the men. One by one they vere pulled to the surface by the use of ropes and not until 5 o'clock tall norning was the last man landed safe any ill effects from their experience. The damage is estimated at \$70,000.

Twenty-Seven Killed in Wreck. Rostoff-on-Don, Russia, Oct. Twenty-seven persons were killed and thirty-five injured today by the wreck ing of a fast mall train which left the

Wabash Meeting Not Postponed. Paris, Oct. 7.-A marked reaction in Tolerto, Oct. 7.-The cumor that public sentiment has followed the the Wabash annual meeting schedules fact, the local counsel of the company

NEW ORLEANS STILL IN THE FEVER'S GRIP

THREE DEATHS AND TWENTY NINE NEW CASES REPORTED YESTERDAY.

New Orleans, Oct. 7 .- Report to New cases, 29. Total, 3,176. Deaths, 3. Total, 410.

Under treatment, 207. Discharged, 2,559, FIFTEEN NEW CASES IN PENSACOLA Pensacola, Oct. 7.-

mry today is as follows: Total to date, 234. Deaths, 1. Total to date, 38. Cases discharged, 88. Cases under treatment, 108.

MITCHELL DOES NOT EXPECT COAL STRIKE

THINKS DIFFICULTIES WILL BE

BY HUBBELL

Office to Armijo.

RELEASED FROM JAIL AFTER COMPLYING WITH COURT'S ORDER

Amid Ideal Weather Conditions Mar- Writ of Prohibition Falls to Figure in Proceeding by Which County Jail Loses Star Prisoner.

> Full and complete surrender Thomas S. Hubbell of his position in ourt; carrying with it equally full and qually complete surrender of all property pertaining to the Bermilillo county cheriff's office to Perfecto Armijo, the governor's appointee, marks the end of the first chapter of the tather interesting story of the sweepng changes made in Bernalillo county official circles by the governor on the 31st of last August.

Pending the trial of the title to the office upon its merits, Hubbell has turned over the sheriff's office and all s property to Armijo. He has purged timself of contempt of court for which he was sent to the county jail a week ago last Friday by Judge Ira A. Abbott. He was released from jail yeserday afternoon at 5:45 o'clock on Judge Abbott's order, after his attormeys had agreed to turn over to Arof already in the hands of that offi-

Judge Abbott's order of release was no way connected with the writ of rehibition issued against him last reck by Judge E. A. Mann, and seekng to prohibit the former from en-ording his order of eight days ago, by which Hubbell was directed to turn over the jail and sheriff's office to Arat all in the formal action taken his attorneys to secure Hubbell's elease from custody yesterday afterng that Armijo has taken possessi of the fail and the sheriff's room by orce, consent for their chent to turn over all property pertaining to the ofweek pending the attempt for, and failure of the proceeding for habeus

orpus,
The full (ext of Judge Abbott's order

Judge Abbott's Order of Release, The court having caused Thomas S. Jubbell to be brought before it, W. B. hilders and A. B. McMillen, attor-neys for said Hubbell, being present, and it appearing to the court that Pertession of the juil, prisoners and room accupied as a sheriff's office in the ounty court house, and the said T. S. tubbell under duress and protesting that the court has no jurisdiction to make said order, delivers the property pertaining to said office of sheriff now remaining under his control, to said Perfecto Armijo, and further protesting that such action shall in no way affect his rights or change his status in any other proceedings now pe n any of the courts or hereafter to be

commenced.
It is therefore ordered by the court that said Tomas S. Hubbell be, and he hereby is discharged from custody; and so far as it is within the power of the court so to order, that this pro-ceeding shall in no way affect his rights or change his status in any pro-ceeding now pending in any court or be hereafter begun relative to said

October 7th, 1905, The order of the court, by which the corner sheriff ceased to be the star prisoner in the county jall, followed an hour's hearing in chambers after the ind of the usual working day, when W. B. Childers and A. B. McMillen. appearing for Hubbell, consented to arrender the sheriff's office pending he trial of the case upon its merits The effect is to place Armijo in full control of the office, until that time, neither of the claimants surrendering my of their rights for any pending or

uture proceeding.
It was about half-past five when Deputy Sheriff Fred Heyn was called n and dispatched to the county jail ifter the prisoner. His appearance in hambers was followed almost immehambers was followed almost imme-liately by the issuance of the order which was made a matter of record hortly before six o'clock. The for-mer sheriff returned at once to his some and fireside, from which he has some and fireside from which he has some separated for eight days. Later to the evening his familiar face was en in the vicinity of Railroad avenue nd Second street, where he accepted he congretulations of his friends upon

Writ of Prohibition Appears. In view of Hubbell's surrender of sheriff's office to Armijo, specuation arises as to just what is to become of Judge Mann's writ of prohibiton forbidding Judge Abbott to enforce the order for the surremier of the jail and records. It seems in the spinion of most of the attorneys who have followed the case, to be a writ without a mission, and it is likely to become merely an incident in a some-

what exciting proceeding.

The writ was presented to Judge Abbott yesterday at the noon hour, ust after he had adjourned the court for the noon receas. The writ was unded to Judge Abhott by George A. Kaseman, chief deputy in the United States marshal's office. Mr. Kaseman did not act in his official capacity, but

's a disinterested party.

The court placed the writ carefully n his pocket and went down stairs. He showed no disposition to allow it to disturb the orderly progress of the business of the court and the writ did not appear again in the records of the lay's proceedings except in the form of the following motion which was filof early in the afternoon by coursel or Hubbell: In the matter of Thomas S. Hub-